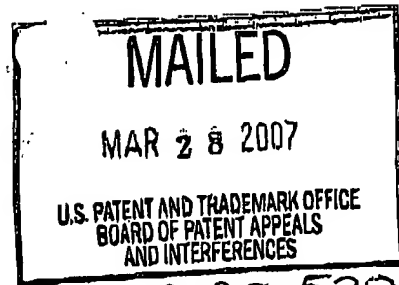




UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences



2185-532P

BIRCH, STEWART, KOLASCH &  
BIRCH  
P.O. BOX 747  
FALLS CHURCH, VA 22040-0747

Appeal No: 2007-1004  
Appellant: Kenichi Higashi et al.  
Application No: 09/842,248  
Hearing Room: A  
Hearing Docket: A  
Hearing Date: Tuesday, May 08, 2007  
Hearing Time: 01:00 PM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

DOCKETED  
Confirmation  
4-18-07  
Hearing 1PM  
5-8-07

### NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address:

Board of Patent Appeals and Interferences  
United States Patent and Trademark Office  
P.O. BOX 1450  
Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ( ) HEARING ATTENDANCE CONFIRMED ☒ HEARING ATTENDANCE WAIVED

R. J. L. #28,781  
Signature of Attorney/Agent/Appellant

4/18/07  
Date

28,781  
Registration No.

Names of other visitors expected to accompany counsel: N/A

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/ecounsel/contact.htm/bpai\\_contacts](http://www.uspto.gov/web/offices/dcom/ecounsel/contact.htm/bpai_contacts)

P.O. Box 747  
Falls Church, Virginia 22040-0747  
Phone: (703) 205-8000  
Fax: (703) 205-8050  
(703) 698-8590 (GIV)

**Birch, Stewart, Kolasch & Birch, LLP**

# Fax

**To:** BPAI - Hearings**From:** Richard Gallagher**Fax:** (571) 273-0299**Date:** April 18, 2007**Phone:****Pages:** 2 (including cover sheet)**Your Ref.:** Appeal No. 2007-1004**Our Ref.:** 2185-0532P**Re:** Kenichi HIGASHI et al.**CC:**☒ **Urgent**☐ **For Review**☐ **Please Comment**☐ **Please Reply**☐ **Reminder**

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution, or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited. If your receipt of this transmission is in error, please notify this firm immediately by collect call to (703) 205-8000, and send the original transmission to us by return mail at the address above.

**Comments:** Hearing scheduled for May 8, 2007. Hearing attendance waived.  
Richard Gallagher

Reg. No. 28,781

(703) 205-8008